IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

WEDNESDAY, THE 30TH MAY 2007 / 9TH JYAISHTA 1929

WP(C).No. 14546 of 2007(F)

PETITIONERS:

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1. SRI.V.GOVINDAN, S/O. NARAYANAN,
   RTD. CONDUCTOR, K.S.R.T.C., DISTRICT OFFICE AT
   KANNUR.

2. P.K.MOHAMMED KUNHI,
   S/O. SOOPPI, AGED 55 YEARS, RETIRED STATION
   MASTER, K.S.R.T.C., DISTRICT OFFICE AT KANNUR.

BY ADV. SRI.C.K.SREEJITH

RESPONDENTS:

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1. DISTRICT TRANSPORT OFFICER,
   KERALA STATE TRANSPORT CORPORATION, KANNUR.

2. THE KERALA STATE TRANSPORT CORPORATION,
   REP. BY ITS MANAGING DIRECTOR, TRANSPORT BHAVAN,
   THIRUVANANTHAPURAM.

BY SC. SRI. K. PRABHAKARAN.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 30/05/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.M.JOSEPH, J.

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WP.(C) No.14546 of 2007

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Dated this the 30th day of May, 2007

JUDGMENT

Petitioners are retired employees of KSRTC. Complaint is regarding non-payment of pensionary benefits. Petitioners retired on 31.1.2007. The matter is governed by a Division Bench decision, as per which payment is to be made by seniority. Petitioners have not made out a case of deviation from the principle of payment on the basis of seniority. Prayer in the writ petition for a direction to disburse the Provident Fund amount and Staff Welfare Fund Amount can be allowed.

2. Heard counsel appearing for the respondent Corporation also.

There will be a direction to the second respondent to disburse the entire amount due to the petitioners by way of Provident Fund with statutory interest within a period of ten weeks from the date of receipt of a copy of this judgment. There will be a further direction to the second respondent to disburse the amount due to the petitioners by way of Staff Welfare Fund within a period of ten weeks from the date of receipt of a copy of this judgment. Regarding the other amounts, the petitioners have not made out a case of deviation from seniority.

(K.M. JOSEPH, JUDGE)

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